



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

NOV 30 2000

OFFICE OF  
ENFORCEMENT AND  
COMPLIANCE ASSURANCE

**MEMORANDUM**

SUBJECT: Enforcement of EPCRA § 304/CERCLA § 103

FROM: Jesse Baskerville, Director *Jesse Baskerville*  
Toxics and Pesticides Enforcement Division

TO: Regional Counsels  
Division Directors for EPCRA § 304/CERCLA § 103

On September 13, 2000, we issued a memo extending the enforcement discretion discussed in a memo dated February 15, 2000, pertaining to certain CERCLA § 103 and EPCRA § 304 violations and the CERCLA § 101(10)(H) federally permitted release exemption. In this memo we are announcing that the enforcement discretion as discussed in the original memo of February 15, 2000, is extended until the publication of the revised guidance on federally permitted releases or until May 1, 2001. This additional time is necessary to allow us to complete the revised guidance on the "CERCLA Section 101(10)(H) Federally Permitted Release Definition for Certain Air Emissions."

If you have any further questions regarding this memo, please contact Beth Burchard at (202) 564-4177 or Ginny Phillips at (202) 564-6139.

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